

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
DELTA DIVISION

CINCINNATI INSURANCE COMPANY

PLAINTIFF

v.

Case No. 2:19-cv-00115 KGB

ANDREA DIEVERNICH, *et al.*

DEFENDANTS

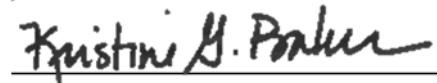
ORDER

Pending before the Court is a motion for default judgment against separate defendants Becky Alexander, Sammy Arnett, III, Stacy Arnett, Dana Austin, Amod Bailey, Terrace Bailey, Sr., Terrace Bailey, Jr., Nicole Baker, Eric Bolden, Rance Bolden, Rashuna Boldien, Adrienne Boone, DeMarcus Borum, Aeshia Brown, Cachet Brown, Richard Brown, Timothy Bryant, Jerry Burks, Armonie Calhoun, Terrance Calhoun, Andrea Dievernich, Clayton Dyer, Jeff Dyer, Brian Eaton, Jameshia Edmond, Eddie Evans, Daluis Fields, Yavarious Frazier, Mattie Hardin, Caldreekious Harrell, Tasha Harrell, Markese Harris, Sharmarcus Heard, Hickory Hill Pharmacy, Tashia Holder, Eboni Holloway, Cleo Hunter, Brian Jackson, William Jackson, Kaddarrian Jones, Lola Jones-Stevenson, Orra Lacey, Jayla Lemon, Silas Marshall, Andrew Mattson, Sha'kiera McGaughy, Jamarius McGee, Kimberly McKinney, Daitrion McMinney, Richard Moore, Patrick Mugridge, Jakahriyah Owens, Jasmine Pruitt, Cynthia Redmond, Joseph Robinson, Sariah Robinson, Justin Rogers, Kamedra Rogers, Pam Rogers, Demarcus Sheard, Shalanda Smith, Erica Speed, Tykiah Speed, Dewayne Stackhouse, Mamie Stevenson, Tommy Lee Stevenson, Tandria Thomas, Malek Trotter, Walter Vaughn, Crystal Williams, Michelle Williams, Ra'Shanna Williams, Calvin Willis, Syeed Wilson, Aaron Wright, Debra Wright, Janet Marie Wright (collectively "Separate Defendants") filed by plaintiff Cincinnati Insurance Company, Inc.

(“Cincinnati”) (Dkt. No. 92). The time for responding to Cincinnati’s motion for default judgment against Separate Defendants has passed, and no party has responded to the motion. Pursuant to Local Rule 7.2(f) of the Local Rules of the United States District Court for the Eastern and Western Districts of Arkansas, failure to respond timely to any nondispositive motion as required by the applicable rules shall be an adequate basis, without more, for granting the relief sought in the motion.

However, this Court granted Cincinnati’s motion for leave to file an amended complaint (Dkt. No. 90), and Cincinnati filed its second amended complaint (Dkt. No. 140). Separate Defendants are named in Cincinnati’s amended complaint (Dkt. No. 140).¹ As a result, the Court denies without prejudice Cincinnati’s motion for default judgment against Separate Defendants (Dkt. No. 92). To the extent appropriate, Cincinnati may renew by separate motion its request for default judgment against appropriate defendants.

It is so ordered this 5th day of November, 2020.



Kristine G. Baker
United States District Judge

¹ The Court notes that Terrance Calhoun, although named in the initial complaint and motion for default judgment, is not a named defendant in the amended complaint (Dkt. No. 140, ¶ 77). Cachet Brown is identified in the amended complaint as the natural guardian of plaintiff Armonie Calhoun (*Id.*).